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Attorneys for Defendants  
Ice Cream Distributors of Evansville, LLC and Spin City Holdings, LLC

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

DREYER'S GRAND ICE CREAM, INC., a  
Delaware corporation

Plaintiff,

vs.

ICE CREAM DISTRIBUTORS OF  
EVANSVILLE, LLC, a Kentucky limited  
liability company, and SPIN CITY  
HOLDINGS, LLC, an Indiana limited liability  
company,

Defendants.

CASE NO.: 10-CV-00317-EMC

**STIPULATION AND ORDER TO  
CONTINUE MOTION FOR SUMMARY  
JUDGMENT AND CASE  
MANAGEMENT CONFERENCE ; ORDER  
THEREON**

**DEPT.:** Courtroom C, 15<sup>th</sup> floor  
**JUDGE:** Judge Edward M. Chen

**ACTION FILED:** January 22, 2010  
**TRIAL DATE:** None

IT IS HEREBY STIPULATED AND AGREED by and among all parties and their counsel that:

1. Due to a scheduling conflict, the Motion for Summary Judgment currently scheduled for March 16, 2011 at 10:30 a.m., shall be continued to a March 23, 2011 at the same time and place as originally noticed;
2. The Case Management Conference currently scheduled for March 16, 2011 at 10:30 a.m., shall also be continued to March 23, 2011 at 10:30 a.m..

- 1 -

1 Dated: February 7, 2011

2 By: /s/ Michael Bracamontes  
3 Michael R. Bracamontes, Esq.  
4 Attorney for Defendants Ice Cream Distributors of  
5 Evansville, LLC and Spin City Holdings, LLC  
6 [The filer of this document attests that concurrence in the filing of  
7 this document has been obtained from Plaintiff's attorney below  
8 and shall serve in lieu of his signature.]

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11 By: /s/ Robert D. Tadlock  
12 Robert D. Tadlock, Esq.  
13 Attorney for Plaintiff  
14 Dreyer's Grand Ice Cream, Inc.

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PURSUANT TO STIPULATION, IT IS SO ORDERED that the Motion for Summary Judgment and Case Management Conference shall be continued to March 23, 2011 at 10:30 a.m.. The briefing schedule for the Motion for Summary Judgment will not be modified by this one week continuance. The Joint CMC statement shall be filed by March 16, 2011.

Dated: February 7, 2011

Hon. Edward M. Chen  
Magistrate Judge, U.S. District Court

